

**COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION**

In the Matter of:

THE APPLICATION OF )  
APC TOWERS IV, LLC, A DELAWARE )  
LIMITED LIABILITY COMPANY )  
FOR ISSUANCE OF A CERTIFICATE OF PUBLIC ) CASE NO.: 2024-00091  
CONVENIENCE AND NECESSITY TO CONSTRUCT )  
A WIRELESS COMMUNICATIONS FACILITY )  
IN THE COMMONWEALTH OF KENTUCKY )  
IN THE COUNTY OF MARSHALL )

SITE NAME: EV SHARPE

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**APPLICANT’S RESPONSE TO COMMISSION’S DATA REQUEST**

APC Towers IV, LLC, a Delaware limited liability company (“Applicant”), by counsel, makes this Response to the Kentucky Public Service Commission Staff’s (“Commission Staff”) First Request for Information to APC Towers IV, LLC dated May 15, 2024 (“Data Request”). Applicant respectfully states, as follows:

**Question 1:** Refer to 807 KAR 5:063, Section 1(1)(r). Provide a brief description of the character of the general area in which the tower is proposed to be constructed, which includes *the existing land use for the specific property involved.*

**Response 1:** As discussed in paragraph 27 of the filed application, the general area where the proposed facility is to be located is rural in character. The site parcel is used for agricultural purposes, and the proposed tower will have no substantial effect on the parcel’s existing use.

An Affidavit of Certification signed by the attorney supervising the preparation of the response on behalf of Applicant certifying that the response is true and accurate to the best of that person’s knowledge, information, and belief formed after a reasonable inquiry is attached

as **Exhibit 1**.

**WHEREFORE**, there being no ground for denial of the subject application, and there being substantial evidence in support of the requested CPCN in the case record, Applicant respectfully requests the Kentucky Public Service Commission:

- (a) Accept this Response for filing;
- (b) Issue a Certificate of Public Convenience and Necessity to construct and operate the WCF at the location set forth herein without further delay; and
- (c) Grant Applicant any other relief to which it is entitled.

Respectfully submitted,



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David A. Pike  
and

*F. Keith Brown*

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**EXHIBIT 1**

**AFFIDAVIT OF CERTIFICATION**

**AFFIDAVIT OF CERTIFICATION  
COMMONWEALTH OF KENTUCKY  
PUBLIC SERVICE COMMISSION  
CASE #: 2024-00091**

I, F. Keith Brown, attorney for APC Towers IV, LLC, a Delaware limited liability company (“Applicant”), do hereby certify that I am the person supervising the preparation of this Response to Commission Staff’s Data Request on behalf of Applicant, and that this response is true and accurate to the best of my knowledge, information, and belief formed after reasonable inquiry.

Further the affiant sayeth naught.

Affiant:

F. Keith Brown

Date: May 16, 2024

State of Kentucky

County of Bullitt

**AFFIANT ACKNOWLEDGEMENT**

On this, the 16th day of May 2024 before me, the subscriber, a Notary Public in and for the above state, personally appeared to me F. Keith Brown and in due form of law, acknowledged, subscribed, and swore that he executed this instrument as his voluntary act and deed.

In testimony whereof, I have hereunto set my hand and affixed my seal in said County and State on the day and year last above written.

My commission expires on: December 4, 2024.

Steph C. Lentz  
Notary Public, State at Large

KYNP19462

